ORDINANCE 92- 23

AN ORDINANCE AMENDING ORDINANCE NO. 78-5, ENTITLED THE ENVIRONMENTAL CONTROL ORDINANCE, AS AMENDED BY ORDINANCES 79-15, 85-25, 85-43, 87-22 AND 89-14; AMENDING SECTION 7 TO PROVIDE FOR FEES FOR BIOHAZARDOUS WASTE INCINERATION FACILITIES; REPEALING CONFLICTING LAWS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the Palm Beach County Board of County Commissioners, acting as the Environmental Control Board, enacted Ordinance No. 78-5, as amended by Ordinances 79-15, 85-25, 85-43, 87-22, and 89-14, which provided for the payment of fees to the Palm Beach County Public Health Unit for services rendered by the Health Unit; and

WHEREAS, it is necessary to provide for additional fees relating to biohazardous waste incineration facilities.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, SITTING AS THE PALM BEACH COUNTY ENVIRONMENTAL CONTROL BOARD, that:

Section 7. entitled, "Fee Schedule" of Ordinance 89-14 is hereby amended as follows:

SECTION 7. FEE SCHEDULE

The following schedule of fees is hereby adopted to supplement the costs of issuing permits, licenses and approvals; performing inspections; reviewing plans and sites; and performing other services in the administration of this Ordinance and the Environmental Control Act. These non-refundable fees shall be paid to the Palm Beach County Public Health Unit, or to the Palm Beach County Department of Environmental Resources

Management, as applicable. Fees for plan review, construction permits, site evaluation, appeals and local written approval shall be paid at the time of application. Fees for annual licenses shall be paid prior to the expiration of the existing license.

A. Annual License Fees (Palm Beach County Public Health Unit

1. Food Establishments

a. Food Service	$135.00
b. Food Processing Plants	$135.00
c. Food Outlets	$105.00
d. Abattoirs	$235.00
e. Rendering Plants	$420.00

2. Family Day Care/Child Care License

a. Family Day Care (1-5 Children)	$ 25.00
b. Child Care (6-25 Children)	$ 25.00
Child Care (26 Children and more)	$ 1.00 per child as indicated on license

3. Air Pollution Activities

a. Fuel Burning Equipment (Excluding Incinerators)	
(1) Less than 100 MBTU*/hour	$100.00
(2) 100 MBTU/hour or greater	$360.00

*Million British Thermal Units

~~b. Incineration Equipment~~

b. Biohazardous Waste Incinerator Facility

(1) Less than or equal to 300 lb/hr $300.00

(2) Greater than 300 lb/hr and less than or equal to 1,000 lb/hr $750.00

(3) Greater than 1,000 lb/hr $1,000.00

c. Other Incinerators $175.00

~~c.~~ d. Asphaltic Concrete Batch Plants $260.00

~~d.~~ e. Concrete Batch and Block Plants $150.00

~~e.~~ f. Other Significant Sources $100.00

4. Water Supply Systems

a. Up to and including 0.1 MGD* $300.00

b. Over 0.1 MGD up to and including 0.3 MGD $950.00

c. Over 0.3 MGD up to and including 1.0 MGD $1,250.00

d. Over 1.0 MGD up to and including 5.0 MGD $1,750.00

e. Over 5.0 MGD $2,500.00

5. Sewage Treatment Facilities

a. Up to and including 0.05 MGD $950.00

*Million Gallons Per Day

b.	Over 0.05 MGD up to and including 0.3 MGD	$1,200.00
c.	Over 0.3 MGD up to and including 1.0 MGD	$1,600.00
d.	Over 1.0 MGD up to and including 3.0 MGD	$1,800.00
e.	Over 3.0 MGD	$2,150.00

6. Industrial Wastewater Treatment Facilities $250.00

7. Solid Waste/Sludge/Septage Disposal

a.	Solid Waste Disposal Sites (Landfills)	
(1)	Class I	$2,300.00
(2)	Class II	$1,250.00
(3)	Class III	$575.00
b.	Solid Waste Transfer Station	$800.00
c.	Sludge Disposal Sites	
	(1) Less than 50 acres	$3,750.00
	(2) 50 acres or greater	$3,750.00 plus 2.00 for each acre over 50 acres
	(3) Compost Site	$1,750.00
d.	Septage Handling Facilities	$300.00
e.	Septage Vehicle (per vehicle)	$300.00

8. Hazardous Waste Generators

a. 25 kg**/month but less than 1000 kg/month $100.00

b. 1000 kg/month or greater $200.00

9. Septic Tank Manufacturers $ 55.00

B. Plan Review Fees. Fee applies to new or remodeled facilities. Palm Beach County Public Health Unit

1. Food Service Establishments $ 50.00
2. Food Processing Plants $100.00
3. Food Outlets $ 50.00
4. Child Care Facilities $ 50.00
5. Private Schools $ 50.00
6. Labor Camps $ 50.00
7. Mobile Home and Recreational Vehicle Parks $ 50.00
8. Hospital Food Service $100.00
9. Bottled Water Plants $ 50.00
10. Approval of Building Plans not Specified in B 1-9 Above $ 10.00

C. Permit Fee (Palm Beach County Public Health Unit

1. Permits for On-Site Sewage Disposal Systems

a. Subdivision Application

(1) 3 - 25 lots $200.00

(2) 26 - 50 lots $250.00

(3) More than 50 lots $300.00

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b. Application for Individual Lot

(1) Residential

(a) Standard System $ 75.00

(b) Mound System $100.00

(c) Automatic Dosing System $15.00

(2) Commercial

(a) Standard System $100.00

(b) Mound System $125.00

(c) Automatic Dosing System $250.00

(3) Repair Permit $ 50.00

2. Permits for Construction of Water Supply Systems

a. Non-Community, Non-Transient Non-Community, and Special Non-Community Water Treatment Plant $200.00

b. Semi-Public Well $100.00

c. Private Well $ 50.00

d. Non-Potable Well $ 40.00

e. Water Distribution Systems

(1) Mains 6" or larger $0.05/ Linear ft.

(2) Mains less than 6" $0.03/ Linear ft.

(3) Minimum Charge $ 50.00

f. Permit Renewal $ 25.00

3. Sewerage

a. Sewage Collection/ Transmission System

(1) Sewer Line (gravity and/or force main) $0.65/ Linear ft.

(2) Minimum Charge for sewer line $ 50.00

(3) Pump Station $250.00

b. Sewage Treatment Plant Construction with capacity of under 0.5 MGD

(1) New $400.00

(2) Modifications $250.00

c. Permit Renewal $ 25.00

D. Fees for Local Written Approval (Palm Beach County Public Health Unit)

1. Community Water Treatment Plant Construction

a. New $500.00

b. Modification $350.00

2. Community, Non-Community, Non-Transient Non-Community, and Special Non-Community Well Site Evaluation $125.00 plus $ 25 for each additional well that is part of the same application

3. Approval of On-Site Sewage Disposal Systems

Previously in Use $ 30.00

4. Construction of Sewage Treatment Plant 0.5 MGD and above

a. New $500.00

b. Modification $400.00

5. Construction of Industrial Wastewater Treatment Facility $200.00

6. Air Pollution Sources Construction (Excluding Biohazardous Waste Incinerators)

a. Potential Emissions of Any One Pollutant less than or equal to 100 tons $70.00

b. Potential Emissions of Any One Pollutant greater than 100 tons per year $100.00

7. Biohazardous Waste Incinerator Facility

a. Less than or equal to 300 lb/hr $200.00

b. Greater than 300 lb/hr and less than or equal to 1,000 lb/hr $500.00

c. Greater than 1,000 lb/hr $1,000.00

~~7.~~ 8. Open Burning Site Evaluation (Land Clearing Only)

a. 2 acres or less $ 20.00

b. Greater than 2 acres but less than 50 acres* $ 60.00

c. 50-100 acres* $100.00

d. Greater than 100 acres* $150.00

~~8.~~ 9. Solid Waste Facility Construction

a. Resources Recovery Plant $250.00

*Open burning activities that are conducted off-site shall be assessed for each parcel of land that is cleared.

b. Class I Landfill $150.00

c. Class II Landfill $150.00

d. Class III Landfill $100.00

e. Transfer Station $100.00

f. Modification of Permit $100.00

g. Closure Approval for Landfills $100.00

~~9.~~ 10. Hazardous Waste Facility Construction $150.00

~~10.~~ 11. Asbestos Removal Notification $100.00

E. Fees for Local Written Approval (Department of Environmental Resources Management)*

1. Construction in or over Surfce Water

a. Dockage

(1) 500 sq. ft. or less $100.00

(2) 501 sq. ft. to 1,000 sq. ft. $150.00

(3) 1001 sq. ft. to 10,000 sq. ft. $300.00

(4) 10,001 sq. ft. and larger $500.00

b. Dredge and Fill

(1) 100 cubic yards or less $100.00

(2) 101 cubic yards to 10,000 cubic yards $200.00 plus $0.03 for each cubic yard

*Fees for an activity which may involve dockage, dredge and fill, bulkheads and revetments, and/or mangrove alteration shall be assessed cumulatively with an application fee not to exceed $5,000.00.

(3) over 10,000 cubic yards	$500.00 plus $0.03 for each cubic yard
c. Bulkheads and revetments	
(1) 30 lineal feet or less	$ 85.00
(2) 31 to 500 lineal feet	$200.00
(3) 501 lineal feet or more	$575.00
2. Mangrove Alteration	
a. 0.1 acre or less	$ 50.00
b. Greater than 0.1 acre	$100.00
F. Fees for Miscellaneous Services	
1. Food Establishment Training Course	$ 10.00
2. Approval of Temporary Events, i.e. Carnivals, Circus Festival Cook-outs, Revivals, etc.	$ 25.00
3. Water Sample for Bacteriological Analysis	$ 25.00
4. Microwave Oven Test	$ 25.00
5. Appeals from Environmental Control Rule I	
(a) Single Family Residence	$100.00
(b) All others, including, but not limited to, multiple family, commercial, or subdivisions.	$125.00
6. Appeals from Environmental Control Rule II	$100.00
7. Appeal from Ordinance No. 81-18	$ 50.00
8. Reinspection of Construction Which Fails to Comply with Initial Inspection:	
(a) Septic Tank System	$ 35.00

	(b) Non-Community System	$ 45.00
	(c) Other Regulated Facilities	$ 55.00
9.	Reissuance of License Pursuant to Change of Ownership	$ 25.00
10.	Duplicate License	$ 2.00
11.	Copies of Reports or Other Information from Files (per page)	.25
12.	Copies of Laws and Regulations	$ 3.00
13.	File Search	$ 25.00
14.	Certification of Septic Tank/or Private Well for Lending Institutions	$ 10.00
15.	Inspection of Private Schools	
	a. 1-49 Children	$105.00
	b. 50 Children and more	$210.00

REPEAL OF LAWS IN CONFLICT

All local laws and ordinances applying to Palm Beach County in conflict with any provisions of this Ordinance are hereby repealed.

SEVERABILITY

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by the Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

INCLUSION IN THE CODE OF LAWS AND ORDINANCES

The provisions of this Ordinance shall become and be made a part of the code of laws and ordinances of Palm Beach County, Florida. The Sections of the Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

EFFECTIVE DATE

The provisions of this Ordinance shall become effective upon receipt of acknowledgment by the Secretary of State.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, acting as the Palm Beach County Environmental Control Board, on the 21st day of July, 1992.

MILTON T. BAUER, CLERK
Board of County Commissioners
By Judith E. Crosline
DEPUTY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY

CHAIR

Acknowledgement by the Department of State of the State of Florida, on this, the 31st day of July, 1992.

EFFECTIVE DATE:

Acknowledgement from the Department of State received on the 4th day of August, 1992 at 9:59 A.M., and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

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STATE OF FLORIDA COUNTY OF PALM BEACH
The ex-officio Clerk of the Board of County Commissioners certify this to be a true and correct copy of the original filed in my office on 7/21/92.
DATED at West Palm Beach, FL on 8/13/92.
Clerk, BCC
By: _____ D.C.
Deputy Clerk